

Exhibit T

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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS
C.A. NO.: 04-CV-11340DPW

* * * * * STEPHEN KEEFE,

PLAINTIFF,

VS

LOCALS 805, INTERNATIONAL

LONGSHOREMEN'S ASSOCIATION,

AFL-CIO, ET. AL,

DEFENDANTS.

* * * * *

DEPOSITION OF STEPHEN KEEFE, taken on
behalf of the Defendants, pursuant to the
applicable provisions of the Federal Rules of
Civil Procedure, before Bernadette J. D'Alelio,
Notary Public and Court Reporter within and for
the Commonwealth of Massachusetts, at the
Offices of Mullen & McGourty, 52 Temple Place,
Boston, Massachusetts, on May 8, 2006,
at 10:01 a.m., as follows:

DUNN & GOUDREAU

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1 A. Rental property.
 2 Q. What else, if anything?
 3 A. Legal or illegal?
 4 Q. Other income. You say in your --
 5 A. I'm saying he has other incomes. Can
 6 I name illegal or legal?
 7 Q. You ought to consult with your
 8 attorney about that. I'm asking you in
 9 Paragraph -- with regard to Paragraph 36 where
 10 you say "other jobs and incomes."
 11 A. I will leave it as rental income.
 12 Q. What about McGaffegan?
 13 A. Pensions.
 14 Q. What else, if anything?
 15 A. I don't know of anything else.
 16 Q. Now, what do you understand the reason
 17 to be for your suspension in 2003?
 18 A. I don't know. When the rules
 19 committee knows that there are other people
 20 that have other incomes, I guess I had another
 21 income.
 22 Q. In Paragraph 33 at the top of Page 6
 23 in your complaint, in your second sentence, you
 24 say, "The rules committee suspended Keefe for

1 six months and put him back into Gang 12 for
 2 supposedly having another job."
 3 Did I read that correctly?
 4 A. Correct.
 5 Q. The next sentence is, "Keefe continues
 6 to have another income from JTC, not another
 7 job, and the rules committee members know
 8 that."
 9 Did I read that correctly?
 10 A. Yes.
 11 Q. That is actually the same response you
 12 provided in request for admissions, Number 32,
 13 just about; isn't that right?
 14 A. Yup.
 15 Q. So your understanding of the reason
 16 for your suspension was that the rules
 17 committee held -- determined that you had
 18 another job; is that fair to say?
 19 A. Yes.
 20 Q. And we already went through all the
 21 John T. Clark W-2s.
 22 In 2003 you already admitted that you
 23 did receive W-2 income from John T. Clark;
 24 isn't that right?

1 A. Yes.
 2 Q. Let me see if I can get right to the
 3 main issue.
 4 It is your contention that because you
 5 received that income, but you really weren't
 6 doing any work for it, that that wasn't another
 7 job?
 8 A. Correct. Like a lot of other union
 9 members down there do the same thing.
 10 Q. But you understand that you reported
 11 the money you received to the federal and state
 12 government as income that you earned from
 13 working at John T. Clark; is that right?
 14 A. Correct.
 15 MR. LATHROP: Objection to the
 16 form of the question.
 17 BY MR. MAHONEY:
 18 Q. Leaving aside your claims about
 19 Mr. Lee for the moment, but with regard to
 20 Mr. Picard and Mr. McGaffegan, you said rental
 21 property and then pension, money received from
 22 rental property and pension. And I know you're
 23 not a tax attorney.
 24 That is not reportable income; isn't

1 that fair to say?
 2 MR. LATHROP: Objection.
 3 A. I don't know.
 4 Q. Do you get any pension whatsoever?
 5 A. No.
 6 Q. But we already went over that you know
 7 the difference between income received from a
 8 stock distribution rather than income. You're
 9 familiar with that, right?
 10 MR. LATHROP: Objection.
 11 A. Yes.
 12 Q. Do you have any understanding,
 13 Mr. Keefe, generally speaking, of what the
 14 phrase "passive income" is?
 15 A. No.
 16 Q. Do you have any understanding of the
 17 word or phrase "unearned income"?
 18 A. No.
 19 Q. On your tax returns, which we don't
 20 have as of yet, did you report any unearned
 21 income for, say, 2002 and 2003?
 22 A. I don't think so, no.
 23 Q. In Paragraph 37 of your complaint, you
 24 say, "Other union members have other jobs and